

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAVID B. WEST, SALLY McCLANAHAN

CASE NO. 05-03983

Plaintiff(s),

v.

PFIZER, INC., WARNER LAMBERT, et al.

STIPULATION AND ~~PROPOSED~~
ORDER SELECTING ADR PROCESS

Defendant(s).

_____ /
Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- Non-binding Arbitration (ADR L.R. 4)
- Early Neutral Evaluation (ENE) (ADR L.R. 5)
- ✓ Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

Private ADR (please identify process and provider) Private Mediation
by Hon. Rebecca Westerfield

The parties agree to hold the ADR session by:

- ✓ the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*

other requested deadline _____

Dated: _____

Dated: 1/9/06

Attorney for Plaintiff
Steven B. Piser

Attorney for Defendant
Deborah R. Linden

Jan-09-2006 12:15pm From: Epstein Becker & Green LA "B"

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T-025 P.002/004 F-545

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Attorney for Plaintiff
Steven B. Piser

Attorney for Defendant
Deborah R. Linden

XXXXXXXXXX
[PROPOSED] ORDER

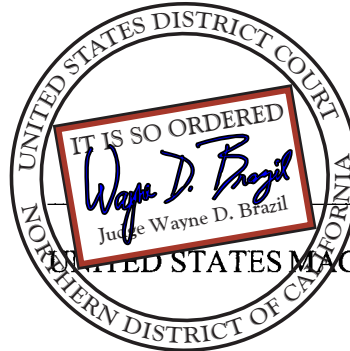
Pursuant to the Stipulation above, the captioned matter is hereby referred to:

XXXXXXXXXXXXXXXXXXXX
Non-binding Arbitration
XXXXXXXXXXXXXXXXXXXX
Early Neutral Evaluation (ENE)
Mediation Private
XXXXXXXXXXXX
Private ADR

Deadline for ADR session
90 days from the date of this order.
XXXX
other

IT IS SO ORDERED.

Dated: 1/10/06 _____



UNITED STATES MAGISTRATE JUDGE